THE HON'BLE Mr. JUSTICE V. ESWARAIAH

Writ Petition No.2593 of 2006

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Dated: February 13, 2006

Between:

Tirumalasetty Bhudevamma,

W/o. Chenchu Tirupalu, aged about 30 years,

R/o. Thatiparthi Village, Podalakur Mandal,

Nellore District.

… Petitioner

And

The Revenue Divisional Officer, Nellore,

Nellore District, and two others.

… Respondents

Order:

Petitioner submits that she occupied an extent of Ac.1.60 cents of land in S.No.829

of Thatiparthy Village, Nellore District. As the said land was covered by a hillock and thorny bushes, she developed the same and started cultivating with the help of the water supplied by neighbouring ryoths since five years. It is stated that all the neighbouring lands are assigned lands assigned by the authorities concerned. It is further stated that she is also entitled for assignment as she is a landless poor lady. It is further stated that without considering her case, though she is in occupation, the case of the third respondent is being considered. Therefore, the petitioner got issued a legal notice dated 28-11-2005 for grant of assignment patta in her favour, by considering her earlier application dated 11-08-2005.

2. Having regard to the facts and circumstances of the case, without expressing any opinion on the merits of the case, the second respondent is directed to consider and dispose of the application of the petitioner dated 11-08-2005, along with the application of the third respondent, for assignment of lands, and consider the claims of the respective parties, whether the petitioner or the third respondent is entitled for any assignment or not, and pass appropriate orders in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order, after hearing the petitioner as well as the third respondent.

3. The writ petition is accordingly disposed of at the admission stage.

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V. ESWARAIAH, J.

February 13, 2006

MRR